FARAD CONTINUATION SHEET NO.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 2132 OF 2006

Office notes, office Memoranda of Coram, appearance, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

Mrs. Pranali Kakade, Adv. for the Applicant.

Mr.P.S.Hingorani, APP. for the State.

CORAM: R.S.MOHITE,J.
DATED: 20.7.2006.

P.C.

1. This is an application for grant of bail. The applicant is shown as an accused n C.R.No.191/2005 registered by Loni Kalbhar Police Station for alleged offence under Section-342, 376,323 read with 34 of the I.P.C. On perusal of the F.I.R., it is clear that prosecutrix Begum Shaikh has given her age as 20 years. She was brought from her residence at Calcutta by the present applicant and some other accused to Bombay and forced to do the business of prostitution between 12.8.2006 to 16.8.2006 and when she

protested she was raped by the present applicant and also beaten by him. The medical report however, indicates that the complainant was habituated to sexual intercourse. In the same report doctor has taken the history which was given by the complainant. In the hospital however, there was different version given by the prosecutrix that she came to Pune 15 days ago after having a quarrel with her mother. She was accompanied by two women who were prostitutes and a driver. On reaching Pune, they compelled her to work with them. She refused and therefore, driver harassed her. However, she categorically denied having been sexually assaulted by the applicant. There were no injuries found on her private part. It also appears that the complainant has given different version to the doctor which is inconsistant with her F.I.R relating to kidnapping and rape by the present applicant. The investigation is complete and charge sheet is filed. There is no other

statement which would substantiate the version given by the prosecutrix in the F.I.R. In the circumstances, I am inclined to grant bail to the applicant. It is therefore, directed that pending his trial in pursuance of C.R. No.191/2005 registered by Loni Kalbhor Police Station, the applicant may be released on bail in the sum of Rs.15,000/- with one surety in the like amount subject to the condition that he should report to the Investigating Officer at Loni Kalbhor Police Station once in a month on every first Monday till the disposal of the trial. Application is disposed of.

(R. S. MOHITE, J.)